

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

SYLVESTER MCCLAIN, on his own
behalf and on behalf of a class of similarly
situated persons, et al.,

Plaintiffs,

vs.

LUFKIN INDUSTRIES, INC.,

Defendant.

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CIVIL ACTION NO. 9:97-CV-063

JUDGE CLARK

JOINT STATUS REPORT

At the mediation that was conducted on December 13, 2011, the parties successfully resolved the issue of outstanding attorneys' fees and expenses in the above-referenced matter. The parties also reached an agreement with respect to any future fees or expenses that might be incurred by Plaintiffs' counsel through the term of the Injunction for any work related to monitoring Lufkin's compliance with the Injunction. The parties are in the process of preparing a comprehensive settlement agreement and will notify the Court when that has been completed.

Respectfully submitted,

/s Christopher V. Bacon

DOUGLAS E. HAMEL

Attorney-In-Charge

dhamel@velaw.com

State Bar No. 08818300

CHRISTOPHER V. BACON

Of Counsel

cbacon@velaw.com

State Bar No. 01493980

2300 First City Tower

1001 Fannin Street

Houston, Texas 77002-6760

(713) 758-2036 (Telephone)

(713) 615-5388 (Telecopy)

OF COUNSEL:

VINSON & ELKINS L.L.P.

1001 Fannin Street

Houston, Texas 77002-6760

ATTORNEYS FOR LUFKIN INDUSTRIES, INC.

s/ Timothy Garrigan

TERESA DEMCHAK,
California Bar No. 123989
tdemchak@gdblegal.com
Attorney in Charge
MORRIS J. BALLER
California Bar No. 048928
mballer@gdblegal.com
Goldstein, Demchak, Baller, Borgen & Dardarian
300 Lakeside Drive, Suite 1000
Oakland, CA 94612-3534
(510) 763-9800 (Telephone)
TIMOTHY GARRIGAN
Texas Bar No. 07703600
tim@sgclaw.org
Stuckey, Garrigan & Castetter Law Offices
2803 North Street
Nacogdoches, TX 75963-1902
(936) 560-6020 (Telephone)

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I certify that on this 14th day of December 2011, a copy of the foregoing document was filed electronically through the Court's CM/ECF System and was automatically copied to Plaintiffs through the Court's electronic filing system.

/s Christopher V. Bacon

Attorney for Defendant